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Attorney Docket No. 67498

# N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): LINDSTROM et al.

Appln. No.: 10/748,626

Title: CREAM CHEESE MADE FROM

WHEY PROTEIN POLYMERS

Group Art

Unit:

1653

Examiner:

Not yet assigned

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Months date.

6/10/04 Date

Kichard A. Kaba

Registration No. 30,562Attorney for Applicant(s

## INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents

Attention: Assistant Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

### Sir:

Pursuant to the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, a copy of each document listed below and on the enclosed Form PTO/SB/08A is submitted herewith.

<u>U.S. Patent No.</u>	<u>Inventor</u>	<u>Issue</u> Date
4,885,183	Strandholm et al.	12/05/1989
5,416,196	Kitabatake et al.	05/16/1995
6,139,900	Foegeding et al.	10/31/2000

### Foreign Patents

Country	<u>Inventor(s)</u>	<u> Issue Date</u>
UK 1,575,052	Unknown	05/23/1977
GB 2,063,273	Dewit	11/19/1980

Other References

Vardhanabhuti et al., J.Agric. Food Chem. (1999), 47, 3649-3655.

Watanabe et al., Journal of Dairy Research (1976), 43, 411-418.

The Commissioner is hereby authorized to charge any fees which may be required in respect to this communication or credit any overpayment to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

BY:

Richard A. Kaba Reg. No. 30,562

Date: <u>June 10, 2004</u>

FITCH, EVEN, TABIN & FLANNERY 120 S. LaSalle Street, Suite 1600

Chicago, IL 60603-3406 Telephone: 312/577-7000 JUN 1 1 2004 BY THE UNITED

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PTO/SROWA Substitute for Form PTO-1449	Application N
Substitute for Form PTO-1449	Filing Date
INFORMATION DISCLOSURE	First Named I

STATEMENT BY APPLICANT
(use as many sheets as necessary)

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Sheet

Application Number	10/748,626
Filing Date	December 30, 2003
First Named Inventor	LINDSTROM et al.
Art Unit	1653
Examiner Name	Not yet assigned
Attorney Docket	67498

	U.S. PATENT DOCUMENTS					
Examiner Cite		Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines Where Relevant Passages	
Initials*	No.1	Number-Kind Code <sup>2</sup>	MM-DD-YYYY	Applicant of Cited Document	or Relevant Figures Appear	
	<u> </u>	US-4,885,183	12/05/1989	Strandholm et al.		
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	FOREIGN PATENT DOCUMENTS						
Examiner C	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines	Γ	
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08B Substitute for Form PTO-1449		Application Number	10/748,626		
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INFORMATION DISCLOSURE				First Named Inventor	LINDSTROM et al.
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(use as many sheets as necessary)		Examiner Name	Not yet assigned		
Sheet	2	of	2	Attorney Docket	67498

	NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>		
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